

GENERAL ASSISTANCE PROGRAM

Quarterly Report

3/31/05-6/30/05

680 Greenbrae, Suite 265

Sparks, NV 89431

Phone: (775) 355-0600

Fax: (775) 355-0648

Grant ID Number: GA-97960901

Project Period: 10/01/2003 to 09/30/2007

Year One (FY01): \$95,367.00

GAP Project Officer: Greg Phillips

Grants Specialist: Renee Chan

| Program | Objectives Task/Activity | Deliverable | Time Frame | Status |
|---------|--|---|------------------------------|---------------------------------------|
| Admin | Task 1: Assess adequacy of financial, procurement, and property management system which are required to meet CFR 31 and OMB A-87 requirements | Audit report & accountant certification | 180 days from grant approval | Completed |
| | Task 2: Quarterly Reports: A required task under GAP that must be included in all GAP workplans, which is the preparation and submission of quarterly reports to EPA. <ul style="list-style-type: none"> ✓ Summarize Status of each workplan activity ✓ Summarize expenditures for reporting period | Report(s) | Quarterly | November - December 2004 Completed |

| | | | | |
|----------------------------|---|--------------------|---------------------|--|
| | <ul style="list-style-type: none"> ✓ Summarize accomplishments and a discussion of any problems which have or are expected to impact performance ✓ Identify tasks that are not scheduled and the anticipated dates of completion ✓ Prepare and submit reports quarterly. | | | |
| General Program Activities | Task 3: Develop position description, position announcement, and hire liaison. | Progress Report(s) | One year from award | Completed as of December 1, 2003 |
| | Task 4: Consult with interested Nevada Tribes to develop coordination protocols. | Consult Protocols | On-going | Completed- Met with the following Tribes: Fallon Paiute Shoshone Tribe 1/9/04 Walker River Paiute Tribe 2/11/04 Yerington Paiute Tribe 2/12/04 Moapa Band of Paiute Tribe 2/24/04 Las Vegas Paiute Tribe 2/26/04 Timbisha Shoshone Tribe 3/8/04 Washoe Tribe of Nevada and California 3/31/04 Pyramid Lake Paiute Tribe 6/3/04 Elko Band of Shoshone 6/8/04 South Fork Band of Shoshone 6/9/04 Wells Band Indian Colony 6/10/04 Battle Mountain Shoshone Tribe 7/29/04 |
| | Task 5: Develop list of “areas of concern” on environmental issues that may impact Tribes. | Consult | On-going | Negotiated with Project Officer to carry task forward to current year. Met with the following Tribes: Fallon Paiute Shoshone Tribe 1/9/04 Walker River Paiute Tribe 2/11/04 |

| | | | | |
|----------------------------|---|--|----------|---|
| | | | | <p>Yerington Paiute Tribe 2/12/04 Moapa Band of Paiute Tribe 2/24/04 Las Vegas Paiute Tribe 2/26/04 Timbisha Shoshone Tribe 3/8/04 Washoe Tribe of Nevada and California 3/31/04 Battle Mountain Band 4/21/04 Pyramid Lake Paiute Tribe 6/3/04 Elko Band of Shoshone 6/8/04 South Fork Band of Shoshone 6/9/04 Wells Band Indian Colony 6/10/04 McDermitt Paiute Tribe 10/12/04 Duck Valley Shoshone-Paiute Tribe 10/13/04</p> |
| General Program Activities | Task 6: Develop methods needed to enhance and improve communication between NDEP and Tribes. | Copies of MOU developed Tribal Contact Directory established and posted on the NDEP's Intranet website | Updated | <p>Completed Signed on February 6, 2004 Tribal Contact Directory will be updated as Tribal governments change Completed <i>Working Effectively with Tribal Governments Workshop</i> 2/18/05</p> |
| | Task 7: Review provide comments on any new environmental projects impacting Tribes or trust lands | Consult | On-going | <p>Completed Conference calls/meetings: EPA Nevada Tribal Project Office, Bureau of Air Pollution, Bureau of Water Pollution Control, Bureau of Air Quality Planning, Bureau of Water Pollution Control, Bureau of Water Quality Planning, Bureau of Mining and Reclamation, Inter-Tribal Council of Nevada (ITCN), Bureau of Corrective Actions, Rio Tinto Working Group, Bureau of Land Management-Elko Field Office, Bureau of</p> |

| | | | | |
|----------------------------|---|-----------------------------|-----------|--|
| | | | | <p>Waste Management, Department of Conservation & Natural Resources, EPA Region 9, NDEP Office of Administration, Institute for Tribal Governments, Bureau of Environmental Information Planning, State Minerals Division, Council of Energy Resource Tribes, Indigenous Environmental Network, Western Mining Action Network, Institute for Environmental Professionals,</p> <p>Tribes: Fallon Paiute-Shoshone Tribe, Yerington Paiute Tribe, Yomba Shoshone Tribe, Walker River Paiute Tribe, Washoe Tribe of Nevada and California, Pyramid Lake Paiute Tribe, Reno-Sparks Indian Colony, Summit Lake Paiute Tribe, Moapa Band of Paiute, Ely Shoshone Tribe, Goshute Tribe, Elko Band of Shoshone, Timbisha Shoshone Tribe, South Fork Shoshone Tribe, Wells Band Indian Colony, Las Vegas Paiute Tribe, and Duckwater Shoshone Tribe, Te-moak Tribal Council, Battle Mountain Band, Duck Valley Shoshone-Paiute Tribes, Goshute Business Council,</p> |
| General Program Activities | Task 8: Draft/review MOA/MOU's between agencies, Tribes and industry. | Copies of MOA/MOU developed | On-going | Completed |
| | Task 9: Seek additional funding sources for the liaison position | | Completed | Completed Applied for 2005-2006 General Assistance |

| | | | | |
|--|--|--|--|----------------------------|
| | | | | Program Funds through EPA. |
|--|--|--|--|----------------------------|

Summary of Accomplishments and problems:

The accomplishments for this quarter included and increased communication and correspondence between the Nevada Division of Environmental Protection (NDEP) and the Tribes of Nevada. Communication and correspondence included the following environmental issues: Tribal and State relations, Tribal Lands identification, Roles of State and Tribe, EPA and Tribal relations, Consultation Protocols, Nevada Tribal Mining issues, Liaison project activities, Funding opportunities, Water Quality Standards, Natural Resource Damage Assessment claims, Solid Waste Issues, Public land issues, Air Quality issues, Hazardous waste issues, water quality monitoring concerns, Storm water issues, Environmental Information.

The Liaison continues to receive notices of proposed actions from the Bureau of Mining and Reclamation, Bureau of Water Pollution Control, and Bureau of Air Pollution Control, where projects have been discussed with surrounding Tribes at Nevada Tribal Environmental Managers Meetings.

The drafting of the consultation protocol has been completed. The Yerington Paiute Tribe and NDEP have a third working draft that is in review until July 1, 2005. Post review, the Tribe will submit the protocol agreement to their legals and once approved will then submit to their council for final approval. Currently the Tribe's protocol is being utilized as the prime example of a Tribal/State agreement. The draft consultation protocol is attached .I have completed seventeen of twenty-seven tribal visits as of October 1, 2003 to June 30, 2005. Liaison Activities for the upcoming quarter will include tribal site visits with the Goshute, Timbisha, and Yomba Tribes.

The statuses of program expenditures are attached from ITCN's Finance office.

The problems encountered this quarter are: The consultation protocol development is a slow process, due to the Tribes and the State of Nevada making an agreement that they will both be signatories to. In the creation of this document the liaison has gained the fact that there are different methods in which the Tribes desire to work with the State of Nevada. Overall, the Tribal protocol developed will serve as a tool for Tribes, who have interest in developing an agreement.